

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 24442-B PERMIT 18273-B LICENSE _____

**ORDER APPROVING A NEW DEVELOPMENT SCHEDULE,
AND AMENDING THE PERMIT**

WHEREAS:

1. Permit 18273-B issued to Robert Mondavi Vineyards, Inc. on June 3, 1981 pursuant to Application 24442-B.
2. A petition for an extension of time within which to develop the project and apply the water to the proposed use has been filed with the State Water Resources Control Board (Board).
3. The permittee has proceeded with diligence and good cause has been shown for said extension of time.
4. Permit Condition 10 pertaining to the continuing authority of the Board should be updated to conform to Section 780(a), Title 23 of the California Code of Regulations.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Condition 7 of the permit be amended to read:

COMPLETE APPLICATION OF THE
WATER TO THE PROPOSED USE
SHALL BE MADE ON OR BEFORE

December 31, 2003

(0000009)

2. Condition 10 of the permit be amended to read:

Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust. (0000012)

Dated: JULY 22 1993

Roger Schuman
for Edward C. Anton, Chief
Division of Water Rights

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT 18273 B

Application 24442B of ROBERT MONDAVI VINEYARDS, INC.
5589 SILVERADO TRAIL, NAPA, CALIFORNIA 94558

filed on AUGUST 21, 1973, has been approved by the State Water Resources Control Board SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Source:

Tributary to:

NAPA RIVER

SAN PABLO BAY

2. Location of point of diversion:	40-acre subdivision of public land survey or projection thereof	Section	Township	Range	Base and Meridian
NORTH 38°00' WEST, 1,480 FEET FROM SE CORNER OF PROJECTED SECTION 6	SE1/4 OF SE1/4	6	6N	4W	MD

County of NAPA

3. Purpose of use:	4. Place of use:	Section	Township	Range	Base and Meridian	Acres
FROST PROTECTION	N1/2	8	6N	4W	MD	58
	NE1/4 OF NE1/4	7	6N	4W	MD	5
	SE1/4	6	6N	4W	MD	50
	S1/2	5	6N	4W	MD	199
	N1/2	5	6N	4W	MD	60
					TOTAL	372

The place of use is shown on map filed with the State Water Resources Control Board.

(000 000 5)

(000 000 6)

~~X 8. Said construction work shall be completed on or before~~

(500509)

ter Resources
(0000010)

compliance with
(00000011)

requirements are
(000 0012)

Objectives cannot be
(000 00 13)

BE TAKEN ONLY
(000 00 20)

PROGRAM.
0140060

(0000063)

EFFECT AT THE
(000 0085)

- A. DIVERSION AFTER MARCH 15 IS CONTINGENT UPON PARTICIPATION IN THE WATER DISTRIBUTION PROGRAM BY THE PERMITTEE.
- B. NO DIVERSION IS ALLOWED AFTER MARCH 15, EXCEPT TO REPLENISH WATER STORED PRIOR TO MARCH 15, UNLESS OTHERWISE AUTHORIZED BY THE WATERMASTER IN CHARGE OF THE DISTRIBUTION PROGRAM.
- C. PRIOR TO MAKING DIVERSIONS AFTER MARCH 15, PERMITTEE SHALL INSTALL AND MAINTAIN A DEVICE, SATISFACTORY TO THE WATERMASTER, WHICH IS CAPABLE OF MEASURING THE INSTANTANEOUS RATE OF DIVERSION AND THE ACCUMULATIVE AMOUNT OF WATER DIVERTED DURING PARTICIPATION IN THE DISTRIBUTION PROGRAM.
- D. PERMITTEE'S PARTICIPATION IN ANY WATER DISTRIBUTION PROGRAM REQUIRED UNDER THE TERMS OF THIS PERMIT SHALL BE EVIDENCED BY RETURNING THE INFORMATION SHEET DISTRIBUTED PRIOR TO THE FROST SEASON AND PAYING COSTS AS APPORTIONED AT THE END OF THE SEASON.
- E. THE WATER DISTRIBUTION PROGRAM REQUIRED UNDER THIS PERMIT MAY BE REVISED PERIODICALLY BY THE BOARD PROVIDED THAT THE PROGRAM SHALL BE SUBSTANTIALLY CONSISTENT WITH TERMS OF ANY WATER DISTRIBUTION PROGRAM IMPOSED ON SIMILARLY SITUATED USERS BY THE NAPA COUNTY SUPERIOR COURT.

16. THE TOTAL QUANTITY OF WATER DIVERTED UNDER THIS PERMIT, TOGETHER WITH THAT DIVERTED UNDER PERMIT ISSUED PURSUANT TO APPLICATION 24442A, SHALL NOT EXCEED 180 ACRE-Feet PER ANNUM.

(000 0114)

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: JUNE 3 1981

STATE WATER RESOURCES CONTROL BOARD

Raymond Wash

CHIEF, DIVISION OF WATER RIGHTS